



STATE OF OKLAHOMA

WORKERS' COMPENSATION COMMISSION

M I N U T E S

of the

WORKERS' COMPENSATION COMMISSION

FOR THE STATE OF OKLAHOMA

for the

March 16, 2017

Regular Public Meeting

MINUTES OF THE MEETING OF THE WORKERS' COMPENSATION COMMISSION
FOR THE STATE OF OKLAHOMA

The members of the Workers' Compensation Commission for the state of Oklahoma met at 1915 N. Stiles Ave., Oklahoma City, Oklahoma, on March 16, 2017. Members present: Chairman Gilliland, Commissioner Liotta, and Commissioner Russell.

Others in attendance on behalf of the Commission: Kim Bailey, John Crittenden, Stormy Moore, Jennifer Reeves, Scott Chance and Tiffany Pratt.

Chairman Gilliland expressed appreciation for those in attendance. After the roll was taken, he announced the presence of a quorum and the Statement of Compliance with the Open Meeting Act was read. The meeting was called to order at approximately 1:30 p.m.

Approval of Minutes

Chairman Gilliland presented the minutes of the February 16, 2017 and February 21, 2017 public meetings for approval.

Motion: Commissioner Liotta moved to approve the minutes of the February 16, 2017 and February 21, 2017 public meetings.

Second: Commissioner Russell.

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

The motion carried.

1. Discussion and Consideration of Adoption of Proposed Amendments to Permanent Rules

The Commission considered adopting the proposed amendments to the Permanent Rules. If the proposed amendments are adopted and submitted for legislative review on or before April 1, 2017, the Legislature will have until the end of the 2017 legislative session to approve or disapprove the rules. The amendments to the Permanent Rules are effective ten (10) calendar days after publication in The Oklahoma Register.

Commission Counsel, Lindsey Christopher was recognized to report and make a recommendation. She recommended that the Commission approve the adoption of the amendments to the Permanent Rules.

Motion: Chairman Gilliland moved to approve the adoption of the amendments to the Permanent Rules.

Second: Commissioner Liotta

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

2. Discussion and Consideration of Adoption of Proposed New Permanent Rules 810:1-1-8, 810:25-5-1, 810:25-5-2 and 810:25-5-3

With the Commission implementing electronic data interchange (EDI) and receiving numerous applications for certificates of non-coverage, the Commission considered whether to adopt proposed new rules 810:1-1-8, 810:25-5-1, 810:25-5-2 and 810:25-5-3 as published in The Oklahoma Register on January 17, 2017.

Commission Counsel Lindsey Christopher was recognized to report and make a recommendation. She recommended that the Commission approve the adoption of the new Permanent Rules.

Motion: Chairman Gilliland moved to approve the adoption of the new Permanent Rules.

Second: Commissioner Russell.

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

3. Discussion and Consideration of Adoption of Proposed Amendments to Commission Forms

The Commission considered adopting proposed amendments to the Mediation Conference Report and the CC-Form-100, Claimant's Application and Order for Dismissal. The proposed forms may be viewed on the website or by following the link: https://www.ok.gov/wcc/About_the_Commission/Governing_Documents.

Commission Counsel Lindsey Christopher was recognized to report and make a recommendation. She recommended that the Commission adopt the amendments to the Commission forms.

Motion: Chairman Gilliland moved to approve the adoption of amendments to Commission forms.

Second: Commissioner Russell.

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

Chairman Gilliland thanked Lindsey Christopher, Eric Russell and the other staff members who work on the above projects.

4. Discussion and Consideration of a Case Management System Request for Proposal

The Commission issued a request for proposal (RFP) through OMES Central Purchasing for a Case Management System. The RFP was posted and the Commission received two bids, which were reviewed by the Commission's Case Management Evaluation Committee (Evaluation Committee). The Evaluation Committee also reviewed a State contract vendor's bid. The Commission discussed and considered awarding the bid for the case management system per the recommendation of the Evaluation Committee.

Chief Financial Officer Jennifer Reeves was recognized to report on the committee's findings and make a recommendation. She recommended that the Commission approve awarding the bid as recommended by the Evaluation Committee.

Motion: Chairman Gilliland moved to approve awarding the bid as recommended by the Evaluation Committee.

Second: Commissioner Russell.

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

Chairman Gilliland thanked the committee members for their dedication and hard work on this project.

5. Discussion and Consideration of approving the Memorandum of Understanding (MOU) between the Commission and Court of Existing Claims (CEC).

The Commission and CEC currently share the use and maintenance of a case management system developed by Applied Computer Systems, Inc. (ACS). ACS has informed the CEC and Commission, it no longer will support the case management system after 2018, forcing the agencies to find another option. The Commission issued a solicitation for acquisition of a new case management system (CMS). The Commission will contract with the vendor awarded the bid per The Oklahoma Central Purchasing Act, 74 O.S., § 85.1 et seq. The purpose of this Agreement is to establish the CEC's contribution to the implementation and maintenance costs of the new CMS.

Executive Director Kim Bailey was recognized to report and make a recommendation.

Motion: Commissioner Liotta moved to approve the MOU subject to negotiation with the Court of Existing Claims.

Second: Commissioner Russell.

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

6. Consent Agenda for Travel Vouchers Currently Outstanding

85A O.S. §23 states any commissioner or employee of the Commission shall be entitled to receive his or her necessary traveling expenses as provided in the State Travel Reimbursement Act. The expenses shall be certified by the person who incurred them and shall be allowed and paid on presentation of vouchers approved by the Commission. In accordance with this section, the Commission considered a vote to approve the currently outstanding vouchers.

Motion: Commissioner Russell moved to approve the travel vouchers currently outstanding.

Second: Commissioner Liotta.

Those voting aye: Commissioner Liotta, Commissioner Russell and Chairman Gilliland.

The motion carried.

Reports

Legislative Report

Commissioner Liotta reported on meetings he has attended with legislators. He also reported on current workers' compensation legislation including FY18 budget requests that are processing through the legislature.

Commissioner Russell reported on a meeting he attended with the Administrative Law Judges to examine and discuss several bills that have been submitted to legislature this session.

Announcements

Chairman Gilliland announced the next regular meeting of the Commission is scheduled for Thursday, April 20, 2017 and the next regular appeals meeting is scheduled for Friday, March 17, 2017.

Adjournment

Motion: Commissioner Liotta moved to adjourn.

Second: Commissioner Russell.

Those voting aye: Commissioner Liotta, Commissioner Russell, and Chairman Gilliland.

The motion carried.

Chairman Gilliland announced the meeting was adjourned.